

1 *E-Filed: March 11, 2014*

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NOT FOR CITATION

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IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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SAN JOSE DIVISION

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FAREED SEPEHRY-FARD, No. C13-04535-EJD (HRL)

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Plaintiff,

**ORDER TERMINATING *EX PARTE*
MOTION TO QUASH SUBPOENAS**

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GREENPOINT MORTGAGE FUNDING,
INC., ET AL.,**[Re: Docket No. 114]**

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Defendants.

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In this quiet title action, Plaintiff Fareed Sepehry-Fard served Defendant Greenpoint Mortgage Funding, Inc. (“Greenpoint”) with three subpoenas on February 21, 2014, which command Lynn Graham, a Greenpoint Vice President in Texas, to appear in California on March 18, 2014, to produce documents, testify at a deposition, and testify at a hearing. On March 7, 2014, defendant Greenpoint and non-party Graham (making a special, limited appearance) moved *ex parte* to quash the subpoenas.

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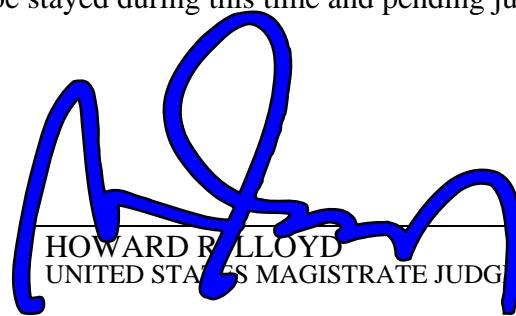
All discovery matters having been referred to the undersigned for disposition, the parties are required to comply with the undersigned’s Standing Order re: Civil Discovery Disputes (“Standing Order”). Moreover, in a January 2014 order denying Plaintiff’s motion for expedited discovery, the Court clearly stated that “in the event discovery disputes arise, the parties shall comply with the undersigned’s Standing Order re: Civil Discovery Disputes.” *See* Dkt. 75. The Standing Order expressly provides that “[a]bsent leave of court, formal noticed discovery motions may no longer be

1 filed and, if filed contrary to this order, will not be heard.” Generally, the parties may seek judicial
2 intervention only after an in-person meeting between lead counsel fails to resolve the dispute, in
3 which case the parties shall file a Discovery Dispute Joint Report (“DDJR”).

4 Accordingly, the motion is terminated without prejudice to resubmit the matter for the
5 Court’s consideration in compliance with the undersigned’s Standing Order. The parties shall have
6 10 days from the date of this order to meet and confer and, if necessary, file a DDJR. The date set
7 for compliance with the subpoenas shall be stayed during this time and pending judicial resolution
8 of the DDJR, if filed.

9 **IT IS SO ORDERED.**

10 Dated: March 11, 2014

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HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

1 **C13-04535 Notice will be electronically mailed to:**

2 Andrew Alexander Wood aaw@severson.com, jwg@severson.com, sg@severson.com

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6 Philip Alan McLeod philip.mcleod@kyl.com, maricel.schilt@kyl.com

7 **C13-04535 Notice will be mailed to:**

8 Fareed Sepehry-Fard
12309 Saratoga Creek Drive
9 Saratoga, CA 95070

10 **Counsel are responsible for distributing copies of this document to co-counsel who have not
registered for e-filing under the court's CM/ECF program.**